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Attorney Docket No.: SCI-00100

CPA / 0  
3739  
#37/CPA

HAVERSTOCK & OWENS LLP  
162 North Wolfe Road  
Sunnyvale, CA 94806(408) 530-9700

RECEIVED

OCT 07 2002

In re Application of:  
Serial No.: 09/018,104  
Filed: February 3, 1998  
Entitled:

DUAL MODE LASER DELIVERY SYSTEM PROVIDING CONTROLLABLE DEPTH OF TISSUE ABLATION AND CORRESPONDING CONTROLLABLE DEPTH OF COAGULATION

BOX CPA  
Assistant Commissioner for Patents  
Washington, D.C. 20231

CONTINUED PROSECUTION APPLICATION (CPA)  
REQUEST TRANSMITTAL

-Sir:

This is a request for a Continued Prosecution Application (CPA) under 37 CFR 1.53(d) of prior application number 09/018,104 filed on February 3, 1998 entitled: DUAL MODE LASER DELIVERY SYSTEM PROVIDING CONTROLLABLE DEPTH OF TISSUE ABLATION AND CORRESPONDING CONTROLLABLE DEPTH OF COAGULATION

CERTIFICATION UNDER 37 CFR § 1.10

I hereby certify that this New Application and the documents referred to as enclosed herein are being deposited with the United States Postal Service on this date, September 30, 2002 in an envelope bearing "Express Mail Post Office To Addressee" Mailing Label Number EV062940683US addressed to: BOX CPA, Assistant Commissioner for Patents, Washington, D.C. 20231.

Tadas Narauskas

(Name of Person Mailing Paper)

*Tadas Narauskas*

Signature

1.  Enter the preliminary amendment attached hereto.
2. Fee Calculation (Based on the number of claims remaining as a result of the preliminary amendment attached hereto.)

CLAIMS AS FILED

	Number Filed	Number Extra	Rate	Basic Fee
				\$740.00
Total Claims	31 - 20 =	11	\$18.00	198.00
Independent Claims	4 - 3 =	1	\$84.00	84.00
Multiple Dependent claim(s), if any			\$280.00	0.00
Filing Fee Calculation				1,022.00

3.  Applicant entitled to small entity status

50% Filing Fee Reduction (if applicable)

511.00

**TOTAL FEES ENCLOSED**

511.00

4. Payment of Fees

Check in the amount of \$566.00 (\$511.00 for continued prosecution application filing fee plus \$55.00 for one month extension of time fee) enclosed.

5.  Authorization to Charge Additional Fees

The Commissioner is hereby authorized to charge any additional fees (or credit any overpayment) associated with this communication and which may be required under 37 CFR § 1.16 or § 1.17 to Account No. 08-1275.  
An originally executed duplicate of this transmittal is enclosed for this purpose.

6.  Address all future communications to:

HAVERSTOCK & OWENS LLP  
ATTN: Jonathan O. Owens  
162 North Wolfe Road  
Sunnyvale, CA 94086

7.  Petition for extension of time. The undersigned attorney of record hereby petitions for an extension of time pursuant to 37 C.F.R. § 1.136 (a), as may be required, to file this CPA.

8.  Return Receipt Postcard

Dated: September 30, 2002

By: *Jonathan O. Owens*  
Name: Jonathan O. Owens  
Registration No.: 37,902

10/03/2002 SSITHIB1 00000047 09018104

01 FC:231	370.00 0P
02 FC:203	99.00 0P
03 FC:202	42.00 0P



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EXPRESS MAIL LABEL NO. EV062940683US

PATENT  
Attorney Docket No.: SCI-00100

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: ) Group Art Unit: 3739  
James L. Hobart et al. )  
Serial No.: 09/018,104 )  
Filed: February 3, 1998 )  
For: **DUAL MODE LASER DELIVERY** )  
**SYSTEM PROVIDING** )  
**CONTROLLABLE DEPTH OF** )  
**TISSUE ABLATION AND** )  
**CORRESPONDING** )  
**CONTROLLABLE DEPTH OF** ) 162 North Wolfe Road  
**COAGULATION** ) Sunnyvale, California 94086  
                  ) (408) 530-9700

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TECHNOLOGY CENTER R3700

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

**AMENDMENT**

In the Claims:

Please amend the claims as follows (clean version of amended claims)

1. (Four Times Amended) A medical laser delivery apparatus for delivering a series of laser pulses including non-ablative laser pulses to an area of tissue to be treated and generating a region of coagulation to a controllable coagulation depth under a surface of the area of tissue, the apparatus comprising a laser source for generating the series of laser pulses including the non-ablative laser pulses to be delivered to the area of tissue to be treated in order to raise a temperature at the surface of the area of tissue to be treated to a